

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**Cr. No. H-12-731**

**ASHLEY NICOLE RICHARDS  
BRENT JUSTICE**

**ORDER**

For the reasons set forth in defendant Brent Justice's motion, the Court finds that 18 U.S.C. § 48 on its face violates the First Amendment to the United States Constitution. Counts One through Five of the Indictment, brought under that statute, are accordingly dismissed as to him.

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United States District Judge